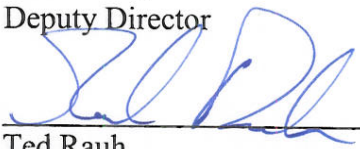


## REQUEST FOR ACTION

**To:** Mark Leary  
Deputy Director

**From:**   
Ted Rauh  
Program Director  
Waste Compliance and Mitigation Program

**Request Date:** June 9, 2010

**Decision Subject:** Concurrence on Proposed New Full Solid Waste Facilities Permit for the Billy Wright Transfer/Processing Facility, SWIS No. 24-AA-0037

**Action By:** July 24, 2010

**Summary of Request:** This is a request that the Director take action on a proposed new Solid Waste Facilities Permit for the Billy Wright Transfer Processing Facility, SWIS No. 24-AA-0037, located in Merced County. Staff's findings and recommendations are provided relative to the proposed action.

The proposed permit was initially received on April 12, 2010. Several versions of the proposed permit were received, the most recent on June 9, 2010. Action must be taken on this proposed permit no later than August 8, 2010. If no action is taken by August 8, 2010, the Director will be deemed to have concurred with the issuance of the proposed permit.

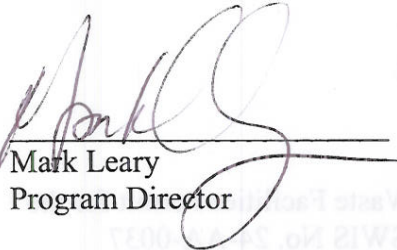
**Recommendation:** Based on our review of the submitted permit package, staff recommends the Program Director concur with the issuance of the permit. All of the required submittals and findings required by Title 27, Section 21685 have been made and the required CEQA findings have been made in support of concurrence. The Final Environmental Impact Report was certified and a Statement of Overriding Considerations was adopted by the Merced County Board of Supervisors on May 17, 2007. The Environmental Impact Report found despite the implementation of all feasible mitigation measures, significant and unavoidable impacts to air quality remained. Impacts from on-road vehicular traffic and on-site equipment to ozone precursors (ROG and NOx), while individually less than significant, are cumulatively considerable when considered with various development projects in Los Banos and Merced County. Details on the findings are presented in more detail in the Waste Compliance and Mitigation Program Staff Report. The documents on which staff's findings are based are in the facility files.

**Program Director Action:** I have reviewed and considered the information contained in the Final Environmental Impact Report prepared for this proposed solid waste facilities permit or the project which this proposed permit is a part, including the environmental effects of the project as described in the Final Environmental Impact Report.

On the basis of the information and analysis in this Request for Action and the findings set out in the Department staff report, I adopt as the Department's own, the CEQA findings and Statement of Overriding Considerations, adopted by the Merced County Board of Supervisors for this project and I concur in the issuance of the New Full Solid Waste Facilities Permit for Billy Wright Transfer/Processing Facility as proposed.

REQUEST FOR ACTION

**Dated:** June 14, 2010

  
Mark Leary  
Program Director

**Attachments:** Proposed Permit  
Waste Compliance and Mitigation Program Staff Report

To:  
From:

Request Date:  
Decision Subject:  
Action By:

Summary of Request: This is a request that the Director take action on a proposed new Solid Waste Facilities Permit for the Billy Wright Transfer Processing Facility, SWIS No. 24-AA-0037, located in Merced County. Staff's findings and recommendations are provided relative to the proposed action.

The proposed permit was initially received on April 12, 2010. Several versions of the proposed permit were received, the most recent on June 9, 2010. Action must be taken on this proposed permit no later than August 8, 2010. If no action is taken by August 8, 2010, the Director will be deemed to have concurred with the issuance of the proposed permit.

Recommendation: Based on our review of the submitted permit package, staff recommends the Program Director concur with the issuance of the permit. All of the required submittals and findings required by Title 27, Section 21685 have been made and the required CEQA findings have been made in support of concurrence. The Final Environmental Impact Report was certified and a Statement of Overriding Considerations was adopted by the Merced County Board of Supervisors on May 17, 2007. The Environmental Impact Report found despite the implementation of all feasible mitigation measures, significant and unavoidable impacts to air quality remained. Impacts from on-road vehicular traffic and on-site equipment to ozone precursors (ROG and NOx), while individually less than significant, are cumulatively considerable when considered with various development projects in Los Banos and Merced County. Details on the findings are presented in more detail in the Waste Compliance and Mitigation Program Staff Report. The documents on which staff's findings are based are in the facility files.

Program Director Action: I have reviewed and considered the information contained in the Final Environmental Impact Report prepared for this proposed solid waste facilities permit for the project which this proposed permit is a part, including the environmental effects of the project as described in the Final Environmental Impact Report.

On the basis of the information and analysis in this Request for Action and the findings set out in the Department staff report, I adopt as the Department's own, the CEQA findings and Statement of Overriding Considerations, adopted by the Merced County Board of Supervisors for this project and I concur in the issuance of the New Full Solid Waste Facilities Permit for Billy Wright Transfer Processing Facility as proposed.